Charge Is That They tonspired to Prevent Others From Exercising a Lawful Calling-Two First Named Give Ball -Others Not Here - A Returi on Jerome

Six members of the theatrical trust-Marc Klaw, Abraham L. Erlanger, Charles Frohman, Al Ha man, Samuel Nixon and F. Zimmerman -were indicted vesterday by the Grand July for conspiracy. The charge is that they conspired to get control of the theatrical business of the country and prevent others from exercising a lawful calling-a misdemeaner.

Frohman and Harman are in Europe, Nixon and Zimmer our make their headquarters to Philadelphia, Erienger and Klaw were r leased in \$1,000 bail each, and beach warrants were issued for the others, but it is not believed that any strennous effort will be made to serve them, as the defendants will undoubtedly appear as soon as they hear of the Grand Jury's

The Grand Jury, which has been investigating the business methods of the syndicate for several days, filed the indictments with Judge Foster in General Sessions yesterday a'ternoon. It is a blanket indictment, naming the six men, and it consists of more than sixty typewritten pages Mr. Klaw and Mr. Erlanger had been notified by their counsel. Alfred Lauterbach. that they had been indicted and they came to the Criminal Courts Building with Big Tim Sullivan, who described himself as a real estate dealer. He gave the bail, putting up th: Dewey Theatre, which he said was worth \$300,000. Mr. Lauterbach asked that pleading be put over until February 11, which was done. Then Big Tim went away.

Two contracts made in 1896 and 1900 form the basis of the indictments. Under the indictment the six members of the trust are charged with criminal conspiracy in that they pooled all their theatres and agreed that they would not allow any theatrical production at their theatres unless the person who owned the attraction would consent to play it only in theatres controlled by the syndicate. It was further understood, according to the indictment. that the members of the syndicate would not allow any theatrical production in their control to be played at any theatre not in the syndicate and would not send attractions to outside theatres unless the theatres consented to give the trust exclusive booking privileges.

It is set forth in the indictment that actors, playwrights and owners of plays and theatres were coerced by the syndicate. It is charged that authors and owners were coerced into playing their productions, exclusively at the syndicate houses. Several instances are pointed out in the indiciment as illustrating this. In 1905 the syndicate barred Sarah Bernhardt from the syndicate houses because she was under contract with the Shuberts. The Shuberts were also shut out and none of their attractions was booked for houses the trust controlled. David Belasco is also mentioned as another sufferer under this arrangement and May Irwin as another. It seems that Miss Irwin wanted to play at Providence in "Mrs. Black Is Pack." but she didn't want to appear in certain other cities. Before she got through, however, the indictment says, she had to sign a contract to play at a trust house only.

It is charged that theatre owners were compelled to turn over to the syndicate the exclusive booking privileges for the theatre and then that the trust charged the theatre a certain per cent, of the profits for booking. Generally it got from 25 to 50 per cent, of the theatre's profits for booking shows. Eccause of the number of the actual circumstances under which the theatres the sindicate controlled, the couple met their death will probably remain indict rent says, it was able to crush any owner of a play or of a theatre. It is set forth that a theatre can be harmed by the syndicate refusing to send attractions to it. It is set forth that the syndicate now controls about five-sixths of the best theatres in the country and that the owner of a play dares not play it in any theatre not controlled by the trust.

Some of the witnesses before the Grand Jury were David Belasco, Lee Shubert, H. R. Jacobs, William F. Connor and A. C. Campbell, who is a brother of May Irwin.

The following statement was issued at the office of A. L. Hayman of Klaw & Erlanger: "We are not surprised at this indictment as it has been street and table talk for over a year. The malice and motives which inspired it are tales for another telling and will be a subject of wonderment to the un-

"If any one doubts the demoralization of the present District Attorney's office, he need only notice the freedom with which Grand Jury proceedings were published daily. Certainly the witnesses and Grand Jurors themselves would not talk about what happens in the Grand Jury room.

"Every business institution which develops to large proportions is in danger of being dominated a 'trust,' and an indigtment for being a member of a trust seems to be the badge of success pinned on successful business men by their unsuccessful competitors.

"It will not be long in this fair land before every successful business man will be indicted for being a member of a trust. The stigma which used to go with an indictment has been entirely eliminated by proceedings such as these."

MEDAL FOR BROOKLYN COP.

Most Meritorious Act of the Force in 1903

Performed by E. B. Quinn. The presentation of the Brooklyn police medal of honor for the performance of the most meritorious act in the discharge of duty by a member of the force in the year 1905 took place yesterday in the Borough Hall. Patrolman Edward B. Quinn of the Bergen street station was the recipient of the medal, and grouped around him were forty-two feilow policemen who had distinguished themselves by various acts of bravery and heroism during the same ear and were competitors for the medal. Quinn one stormy night in December, 1905, got on the trail of a highwayman, and although shot and severely wounded kept up the pursuit until he landed him a prisoner. President Bird S. Coler of the borough, President Silas B. Dutcher the borough, President Silas B. Dutcher of the Brooklyn Trust Company and Deputy Police Commissioner O'keeffe, the com-mittee empowered under a deed of trust to award the Brooklyn medal of honor, decided unanimously in favor of Quinn. Commissioner Bingham accepted an invitation to take part in the presentation cere-monies, and after being entertained by Deputy O'Keeffe at the Crescent Club accompanied him to Borough Hall. Deputy Commissioner O'Keeffe in making presentation referred to the gallan deeds of the other competitors for the honor and expressed regret that he could not give a medal to each of them.

Commissioner Bingham, after pinning the medal to Quinn's breast, made a short speech, in which he expressed his pride at being in command of such a fine body of men as the \$,000 policemen of New York city. While policemen of New York faults, he was glad to say that personal cowardice did not figure among them. Commissioner Bingham complimented Quinn on baving "got his man," although he almost sacrificed his life in the capture.

In the Olden Time

individuals carried their own risks. How much better the modern method of p'acing our risks upon the shoulders of a large corporation which, because of abundant resources, is well able to hear them.

This company, the largest title insurance organization in the world, is prepared to assume your real estate.

We examine and guarantee titles to real estate anywhere in New York City at uniform and low rates. Our policy is an absolute guarantee

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WAY TO PREVENT PERJURY. Justice Gaynor Says the Courts Fail to Exercise Their Power.

The current number of the Bench and Bar contains an appeal to Judges of both higher and lower courts to punish perjury by witesses in accordance with the provisions of the Penal Code, because "the traffic in and practice of perjury has come to be regarded as an ineradicable evil instead of one which judicial vigilance and vigor might stamp out, or at least do much to diminish."

In an article, "How to Stop Perjury in Our Courts," Justice Gaynor of Brooklyn

The chief responsibility for such perjury in the courts is with the trial Judges them selves. Do you ask why that is so? It is because they have the power to summarily and effectively stop it and do not stop it An experienced trial Judge can tell perjury at a glance. How could it be otherwise with trial Judges here who sit day after day, the year round, listening to and looking at witnesses? Why, they know perjury as it peeks in the court room door. Recognizing that trial Judges of courts of record are apt to know when perjury is committed, our Legislature has empowered them to sumperjure themselves before them. The statute is 118 years old and was, I suppose, borrowed from England. It is now section 102 of our Penal Code, and is as follows:

Where it appears probable to a court of record that a person who has testified before it in an action or proceeding in that court has committed prejury in any testiy so given, the Court may immediately commit him, by an order or process for that urpose, to prison or take a recognizance with sureties for his appearing and answering to an indictment for perjury.

Referring editorially to the subject, Bench and Bar says that although the salu-tary provision of the law to which Justice Gaynor calls attention has been in existence for more than a century there is only one recorded instance of summary punishment for perjury, so far as the research of the industrious annotators of the Penal Code has brought to light.

CHARLES E. WALLACK'S DEATH No Definite Explanation Yet of How He and

Mary Cannon Came to Die. The inquest in the case of Charles E Wallack, a son of the late Lester Wallack, the actor, and Mary Cannon, who were found dead on Tuesday night in the flat at 438 Fourth avenue, Brooklyn, where they had been living as Mr. and Mrs Charles Cannon for four years, will be held this evening by Coroner Brower. The police investigation has failed to throw any additional light on the tragedy, and

Capt. Langan still adheres to the theory that Wallack died from natural causes and that the woman, overcome with grief, re-moved the rubber tube from its fastening in the gas stove and threw herself into a chair alongside to await death. A Brooklyn undertaker took charge of the body of Wallack yesterday and there will be a pri-

by permission of the Coroner by Under-taker Joseph Kennedy to his rooms at 306 West Broadway, from which the funeral will be held this morning. The arrange-ments for the funeral were made by Thomas Hickey, a fireman on the fireboat New

Yorker, a brother of the dead woman EXPOSING HARRIMAN METHODS.

Advertised Competitor as Defunct -Charged Gould Four Prices for Hauling Ties.

SAN FRANCISCO, Jan. 31.-At the hearing before Interstate Commerce Commissioner Lane to-day Robert A. Graham, formerly manager of the Coos Bay Railroad and the Transpacific Steamship Line, was recalled. He testified to an example of Harriman's method of killing competition. When Harriman got the Oregon Railway and Navigation Company in 1901, Graham said, his agents circulated literature through-out the Orient warning merchants not out the Orient warning merchants not to ship by the Graham line, as it was out

Graham gave a slap to John D. Spreckels, who bought the Coos Bay Railroad. Spreckels had testified that when he negotiated with Graham the latter "made a noise like an honest man." When the Govreplied quick as a flash: "Well, Spreckels never did," and everybody smiled.

H. A. Jones, manager of the Southern Pacific, was made to admit that his road charged twice as much to haul six foot lengths of lumber as for twelve foot lengths from Portland to San Francisco. The six

foot lengths were cross ties for Gould's Western Pacific. He wouldn't admit that this was unjust discrimination.

The further hearing was adjourned to

Los Angeles.

The Weather.

The high pressure area from the central dis tricts was over the Atlantic States and lower Lake regions yesterday, bringing a cold wave into New England and lower temperatures into New York, New Jersey and Pennsylvania, Freezing was feit only as far south as Virginia, but it was zero to 20 below in northern New York and New England. Westward from the Atlantic coast the weather was generally moderating. There was a well marked storm central on the

coast of Washington, causing rain in the Pacific States and snow in Montana. Another in the Southwest was preceded by rain in the middle and lower Mississippi. Valley and Gulf States and snow in the upper Lake regions. The precipita-

tion was not heavy at any point.

In this city the day was fair and colder in the morning, moderating later with snow at night wind, fresh north to northeast; average humidity 66 per cent.; barometer, corrected to read to sea vel, at 8 A. M., 30.69; 3 P. M., 30.56. The temperature yesterday as recorded by the official thermometer is shown in the annexed table

Lowest temperature 15° at 7:15 A. M. WASHINGTON FOR ECAST FOR TO DAY AND TO MORROW For eastern New York, snow and warmer to day, snow or rain to-morrow; light to fresh east winds

becoming variable. For the District of Columbia, Maryland, Dela ware, New Jersey and eastern Pennsylvania, rain or snow and warmer to day and probably to mor For New England, snow and warmer to day snow in north, rain or snow in south portion to morrow: fresh cast winds, becoming variable. For western Pennsylvania, rain or snow to-day and probably to morrow: variable winds.

For western New York, snow and warmer to-day

NEW CLUE, BUT BELL DID IT.

TRICT ATTORNEY KENNY.

He Will Investigate New Clue, but Only Because He Wishes to Clear Up All Odds and Ends - Bell Had Letter of Br. Townsend in His Hand Saturday Morning.

Coroner Cabill and District Attorney Kenny of Richmond county, who have taken charge of the investigations of the murder of Dr. Charles Wilmot Townsend ast Saturday morning, announced early ast night that they had a new clue and had sent three detectives out to run it

Both the Coroner and the District Attorney are convinced that John Bell, now locked up in the West New Brighton police station, did the deed, but they wish to clear up all the odds and ends. The latest ciue ame in the shape of an anonymous letter. Coroner Cahill said the information was such that he considered it worth investigating and that it concerned a woman patient of the doctor. The woman, the Coroner said, was living.

The Coroner and District Attorney Kenney are convinced that Bell proposes to put up a defence that he did not commit the murder, but made the statement to his family and others merely in the spirit of one who was seeking to gloat over something and who wanted it to appear that he

had got his revenge. As a contradiction to this, they rely mainly on the affidavit that has been sesured from William Coar, the saloonkeeper, brother-in-law of Bell, who says that Bell came into his place at 6:10 o'clock on Saturday morning and asked him if he had heard of the murder of Dr. Townsend. The murder took place about 4 o'clock that morning and the police insist that no word of the crime got out of Staten Island before 6:35 o'clock in the morning. The police say that Bell could not have possibly known of the murder unless he was concerned in it himself.

One thing that is worrying the officials is the inability to establish the fact that Bell was on the island on the morning of the murder or the night before. They counted a good deal on the testimony of a clerk in a New Brighton dry goods store to prove that Bell was on Staten Island. This clerk said that a man answering the description the police gave of Bell had come into the store at 10 o'clock on the nigh efore the murder and purchased a handkerchief. Yesterday this clerk was taken to the West New Brighton police station, where he saw Bell. He was unable to identify him as the man that was in the store and finally stated positively that the prisoner was not the man that came in and bought a handkerchief

Coroner Cahill stated late last night that there was no chance whatever of any more arrests being made last night. He said that even in the event of the new clue panning out no arrest would be made it connection with it before some time to

The Coroner's inquiry will be held to-day. All of the Bell family will be present, as will be the prisoner and the widow of the murered physician. Something that came out at the investi-

gation into the case which was held in the Borough Hall on Tuesday night became public only last night. It was a note that Bell carried in his hand when he entered his home in Brooklyn and announced that he had killed Dr. Townsend. It was ap-parently the note that Bell had received a year ago before his wife died and when the physicians were urging him to have her removed to the hospital. The note was signed "C. W. T." (Dr. Townsend's initials) and it

JOHN BELL, DEAR SIR: Your wife is dangerously ill. She has very severe kidney rouble and is now partially unconscious. She must go to the hospital infirmary at once and go in the ambulance, and if you telephone it Bell's stepmother said that he had this

note in his hand, came in the house and floor by the barrel, showed it, at the same time announcing "Did the defendant nat he had got his revenge. The police learned yesterday that Bell had caused to be placed at the foot of his wife's grave in the Cypress Hills Cemetery stone on which is inscribed:
"Life is sweet, but revenge is sweeter."

MRS. KILEV'S DOWER WAIVER. Widow of the Man Who Made the Bigamous Marriage With Mrs. Colt.

Mrs. Catherine W. Kiley, widow of Thomas W. Kiley, formerly president of the North Side Bank and who in March last made known the fact that he had committed bigamy by marrying Mrs. Florence A. Colt while on a trip West, filed in the Register's office in Kings county yesterday a waiver of her dower claim on her husband's estate n favor of her son, T. Willard Kiley of 404 Hancock street. She also waives all the claim she may have to the Hancock street house. The legal papers say that she waives the claims upon consideration of \$1 and also for other valuable consideration The papers are dated May 9, 1906, a short time after her husband's bigarnous marriage was made public. Mr. Kiley's will was dated in June and he died on January 17 this

He left an estate said to be worth about \$1,000,000. In his will be did not mention either T. Willard Kiley or his brother, who lives with Mrs. Kiley. The two boys were associated with Thomas W. Kiley in his hardware business. Mrs. Catherine W. Kiley was the wife of Mr. Kiley's brother. When the latter died Mr. Kiley went to live with his sister-in-law and her two sons. Subse quently he married his sister-in-law, and his two nephews thus became his stepsons. In his will Mr. Kiley provided that his wife could live in the Jefferson avenue home for the remainder of her life. It was also understood that he had amply provided for her

Bride-to-Be Slashed With Razor. Francis Neapolitano of 87 Mulberry street slashed Annie Lopez, who lives near by, with a razor last night in the hallway of the house in which she lives because she refused to marry him. She decided to marry another man next Sunday, and when he could not induce her to change her mind he pulled out the razor and cut a four inch gash in her head. The wound was dressed at the Hudson street hospital, after which friends took her home. She said that the wound would not prevent her from getting mar-ried on the day set. Neapolitano fled and was not caught

Fire at the Richard Mine at Dover, N. J. DOVER, N. J., Jan. 31.-Fire destroyed the head house of No. 5 shaft at the Richard mine, owned by the Thomas Iron Company, our miles from Dover, early this even ing. All the men in the mine escaped through the three other shafts.

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THREATS AGAINST HORNER

WIDOW TELLS OF EVENTS SUR-ROUNDING THE SHOOTING.

Blokerings and Threats That Passed Between Her Husband and Dr. Simpson -Horner Had Called the Latter a Rake. a Gambler and a Moral Degenerate.

RIVERHEAD, L. I., Jan. 31,-Mrs. Ella Horner took the witness stand this afteroon to give testimony against Dr. James W. Simpson, who is on trial for his life, accused of having murdered her husband, Bartley T. Horner.

On direct examination Mrs. Horner told long and detailed story of long continued quarrels between the man accused and her dead husband. She cited instances when Horner had accused his son-in-law of being a rake, a gambler and a moral degenerate. She told how Simpson, burning under these epithets, had made threats to kill Horner.

The widow's story was given only after much prompting by the examining attorney for the State. Once she broke into sobs and had to be urged by the Judge to contique. Once Mrs. Bowman, Dr. Simpson's sister, who has sat by him every hour during the trial, lowered her heavy veil and plied her handkerchief. Simpson gnawed his mustache and kept his eyes on the face of his accuser. Mrs. Horner first told the story of the shooting, as it had been related in the main details by Marion Walsh, the servant. She said that the day before the tragedy Dr. Simpson told her he had seen his lawyer to determine whether Horner had the power to change his will and tie up his property in bonds, as he had threatened to do. One night in the same month Mr. Horner had said to his son-in-law:

"I'll fix my money so that you can never play the races with it." "Dr. Simpson came home early on the night of the shooting," said the witness, and when he found that my husband had gone to see a lawyer he said: Oh, Mellie, he's gone to fix his money so we can't get

one cent of it."

The witness then detailed the events surrounding the shooting. As the District Attorney handed her the gun for identification she leaned forward and touchest it gingerly with one gloved hand. "That's the gun," she said, in a thin voice. She declared that after playing soldier with the gun in the dining room Simpson took it upstairs with him and brought it down again, setting it carefully in the corner. one cent of it.' again, setting it carefully in the corner.
Then his gay mood passed and he sat down
by her, still and with his head on his hand.
The cartridges were kept in the attic. When
she heard the shooting, Mrs. Horner said, she rushed into the kitchen and there saw Simpson standing with the gun in his hand, the gun was not broken, as the defence has sought to prove, but in shape to shoot, and Simpson was holding it up from the

"Did the defendant say anything to you when you saw him? ing, and he said: "I didn't do it, it was an accident.

"When did Simpson speak to you about the shooting again?"
"It was the next morning. He said 'Now I will make you happy.'
"I answered 'It is too late now.'"

The witness continued that on the day following the shooting, when Constable Hauger came to place Dr. Simpson under arrest, she heard him say, "If it were Mellie or Julia that I had shot I could not stand it but I have progrets for that man." it, but I have no regrets for that man. "When the constable told him he must go he went up and said good-by to his wife and then he came and held out his hand me. I refused to shake hands with

'I will not take your hand,' I said: 'it has the stain of my husband's blood on it.
"Then Julia—Mrs. Simpson—called downstairs and told me not to say good-by that way, for I might never see him again." Mrs. Horner then went into the unpleasant

history of the family jars and rackets that had disturbed the household for two years prior to the shooting As recently as two nights before Christmas Horner and his son-in-law had played pinochle and the elder man had quit in disgust, saying Simpson was cheating him. On the night before Horner was shot Simpson had said in Mrs. Horner's hearing that he would not care if the old man were brought home dead that his bride. dead that night.

When court convened after the supper recess District Attorney Furman went up to the Judge's desk and announced that Mrs. Horner was so ill that she was not Mrs. Horner was so ill that she was not able to return to continue the examination. He said that the two hours she had spent on the witness stand in the afternoon had shaken her nerves and that a rest was necessary. The physician's certificate of Mrs. Horner's indisposition was made a part of the record by order of the Judge. Only one more witness was examined and then the court adjourned.

At the morning session Wilford Hartley of Garden City, treasurer of the Remington Arms Company, was put on the stand and qualified as an expert in the use of shot-guns. After long examination the salient fact was brought out that a shotgun could not be discharged with hammers down unless a blow was directed against the head hammers while the triggers were pulled. The cross-examination deeing pulled. veloped the admission that the cartridges in a gun might be exploded upon closing the piece at the breech if one of the firing

pins should project beyond the face of the breech at the time. During the course of Mr. Hartley's examination an incident arose which gave a sudden scare to the spectators sitting immediately about the attorneys' tables. District Attorney Formanwas asking the witness about the position of a shell in the chamber. He reached in his pocket and inserted a red tube in one of the gun barrels. Just as Mr. Furman was about to lock the gun, his assistant. Alexander Blue, stepped hastily to his side and whispered something in his ear. The attorney opened the gun and drew out a fully loaded cartridge. He smiled and replaced it with an

A BAD BROTHER EXPENSIVE. They Take Your Estate in Mexico to Pay

the Erring One's Pine. EL Paso, Tex., Jan. 31.-It is not pleasant in Mexico to have a crooked brother. Camilo Raminese was convicted at Hermosillo Sonora, of defrauding the Government on customs entries and fined \$50,000. His own estate is not sufficient to pay, so his brother Edward's estate is also forfeited.

JOTTINGS ABOUT TOWN.

Charles A. Gassert, who got into trouble some time ago through the finding of a haby's body in a carriage at Nietz-ninth street and Second avenue, was convicted before Judge Crain in General Sev-ators yesterday af bigany. Judge Grain sent him to the pentientiary for six months.

FOR FRIDAY AND SATURDAY

The Clearance Sale of

Suits and Overcoats for Men

At \$12.00

Formerly \$15.00 to \$20.00

Suits, single-breasted models in black, together with gray stripes, plaids and mixtures.

Overcoats, form-defining and box models, in black and Oxford gray mixtures, together with long Travelling Coats of fancy fabrics.

For the man with big girth or chest there are some exceptionally choice things in sizes 44 to 56, though in all sizes the sale offers extraordinary benefits.

Silk-Lisle Half Hose, Special, 25c

6 Pairs for \$1.40 Justly are they termed silk-lisle, since the half hose is so highly mercerized that in character, texture and lustre they have everything in common with silk.

The soles, heels and toes are reinforced. Winter Underwear for Men

Because in quality and in the way they are made, the garments justify the prices unto the last count, we particularly invite your interest to: Shirts and Drawers of natural merino, silk trimmed, medium

The garment, \$1.50 Shirts and Drawers of highly mercerized lisle in salmon, white or blue, silk trimmed, medium weight. Garment \$2.00 Sizes: Shirts, 34 to 46. Drawers, 30 to 44.

Herald Saks & Company Square

DISTRUSTS HER BROTHER.

Benjamin Valentine Not a Fit Executor of the Estate

MINEOLA, L. I., Jan. 31 .- At a hearing before Surrogate Jackson this morning application was made to have Benjamin Valentine, a lawyer, of Woodmere, removed as executor of the estate of his mother Mrs. Elizabeth H. Valentine, who died some time ago leaving an estate of \$50,000, most of which she bequeathed to the lawyer. The application was made by his sister, Miss Margaret P. Valentine. The sister says her brother is not a fit person to act as executor and that he was convicted of uttering and disposing of as true a false and fradulent deed of their mother's estate. Lawyer Valentine asked for an adjournment of the case for a week, asserting that George Beatty, a lawyer of Court street, Brooklyn, had put his sister up to make the application. He demanded that his sister he brought to court and declared that he be brought to cours and declared that he had tried to see her repeatedly, but without success. Counsel for Miss Valentine said he would produce the young woman in court next Saturday if Valentine would pay her expenses. Valentine promised pay her expenses. Valentine promised to do so and the case was ordered for that

"I asked him how he could do such a SHORT WORK WITH TASHJIAN.

Confession of the Fratrielde Let in Against The prosecution closed its case vesterday against Aram Tashjian, the Armenian who chopped off his brother's head and then dismembered the body in the House of all Nations in Eleventh avenue. Tashijan's youngest brother, a boy about 11 years old, was called as a witness. The boy cried and became so confused under cross-examination that Judge Rosalsky had all his testimony stricken from the record. The boy said at first that he had seen Aram cut off his brother's head with a knife and that the head rolled across the floor. Later. however, he wasn't so sure that he had seen

any such thing. A confession made by Tashjiau after his arrest, in which he told of cutting up the body and what he did with the parts. read in evidence by Assistant District Attorney Nott. There were many vacant seats in the court room, while a few floors below, at the Thaw trial, the police had lines drawn to keep the crowd out.

Jakey Josephs an Ex-Wicked Man. Jakev Josephs, who was mentioned at the beginning of District Attorney Jerome's fight against the poolrooms as one of the leaders in the game below Fourteenth street, went to the District Attorney's office yesterday and said that he had re-

nounced the poolroom business. "I gave it up right after I came down here some time ago and said I would," he told Assistant District Attorney Murphy in substance.

Inspector Hussey, who is in charge of the Tenderloin, told Mr. Murphy that the police suspected that Josephs was interested in a poolroom in the Tenderloin. Josephs said that was a mistake.

Two Killed in Big Four Wreck. CINCINNATI, Jan. 31.-A passenger train on the Big Four collided with a freight in a fog this morning near Trautman's Station. James Kelly, conductor, and Knox Wilson, brakeman, were killed.

children three days.

an aged invalid.

Park & Tilford

It is simple to say no better economical family Coffee at price exists than our Maracaibo roasted in bean or ground 18c. lb. Does a record sale of fifty

tons in one month assist the strength of our assertion? The best food products of the

world at lowest prices

MOVING PICTURES ON SUNDAY.

Interfering With the Shows. A motion was made yesterday before Supreme Court Justice Marean in Brooklyn for an injunction to enjoin the police from interfering on Sundays with the moving picture shows of the Globe Amusement Company. It was contended that there was nothing in the pictures objectionable and that the law did not prohibit such harm-

less exhibitions.

Justice Marean said: "The morals of the community cannot be affected by such shows. When I hear that the police have visited these places on a Sunday it give me the impression that some places "Ministers declare," said Assistant Cor-poration Counsel Lazansky, "that the shows are immoral and should be closed."

"Oh, that is because they want the people to go to their churches," Justice Marean said.
"Ministers are behind some very foelish things. I see no violation of the Sunday law here. I'll grant the motion, but you may submit briefs if you like."

THE THIRTEENTH REVIEWED. Heavy Artillerists Put Through Their Paces Before I. S. Regular Officers.

The Thirteenth Regiment, Heavy Artillery, Col. David E. Austen commanding, paraded for drill and review by officers of the general staff of the United States Army in the Sunner avenue armory, Brooklyn, last night. The large armory was crowded with spectators and the bright uniforms of many visiting National Guard officers were to be seen in the throng Col. Austen first put the regiment, containing more than a thousand men, through an exhaustive drill which won constant plandits from the spectators. Then fol-lowed the review, which was taken in

passage and line.
Following this came the evening parade. which always elicits applause, especially when the sunset gun is fired and the colors are lowered. Then the band played the "Star Spangled Banner" and the audience rose. After the parade there was dancing by the visitors and the soldiers, while Col. Austen and his officers entertained the reviewing officers and their guests.

\$20,000 STILL NEEDED

to relieve winter suffering and crushing hardship right here in New York

"WORK ENOUGH FOR ALL?"

How about the laborer with the crushed hand, the driver with pneumonia, the consumptive tailor? How about the widow with four small children, the lonely aged?

"PROSPEROUS TIMES?"

Yes, too prosperous to neglect innocent victims of hunger and cold and sickness and despair in our city. Do you feel this way?

WILL YOU DO YOUR PART TO-DAY?

\$1 puts stockings on eight pairs of \$10 gives two widows coal so they can little cold feet.

feeds a hungry mother and four \$25 prevents eviction of two families \$50 \$100, \$1,000 helps, in propormeans a warm dress for a delition, to care for the 2,500 famieate shop girl, or bedding for lies we are in touch with to-day and

whom you can reach in a few hours.

maintain their homes by washing.

If desired we will write just how and for whom your gift is used. A post card brings our new Annual Report, which, with a tone of healthful and

stimulating optimism, shows how the hardest city problems are being successfully Information as to Memorial Funds, which perpetuate the donor's interest,

and provide for special, permanent needs, will be gladly furnished. Send to R. S. MINTURN, Treasurer, Room 211, No. 105 E. 22d Street, New York.

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